

**READ AND COMPLY WITH APPLICATION INSTRUCTIONS!**



**Virginia Department of Fire Programs  
State Fire Marshal's Office**



**Application for annual permit to USE explosives.**

**INSTRUCTIONS**

All information must be printed in ink or typewritten.

**Line 1.** Provide name of person or company applying for a permit. In the event the applicant is conducting an agricultural operation on his or her own property, provide the name of the property owner. (See block 10 and the instructions for line 10.)

**Line 2.** List telephone number where applicant may be reached.

**Line 3.** Use a mailing address the applicant can expect the quickest service.

**Line 4.** What is the physical address (location) of the permit applicant if it's different from the mailing address given.

**Line 5.** List city, state and zip code for the complete mailing address.

**Line 6.** Write in the Federal Identification Number (FIN) as provided by the IRS for the company applying for the permit. If the application for the USE of explosives is for an agricultural operation, provide driver's license number of the property owner.

**Line 7.** Print the name of the person signing the application. Sections 107.2 and 3301.2.3.1 of the Statewide Fire Prevention Code (SFPC) allows only those persons certified as a Blaster or have been issued a Background Clearance Card (BCC), in accordance with Sections 3301.4.1 and 3301.2.3.1.1 respectively, to sign an application for a permit to USE explosives.

**Line 8.** In those localities where the State Fire Marshal's Office (SFMO) has enforcement authority, a separate application to use explosives is required for each city or county the applicant plans or intends to use explosives. If the applicant operates in multiple jurisdictions, multiple applications and permits are then required. Photocopies of this application can be made and used. (A list of localities enforcing the SFPC can be obtained by calling this office at 804-371-7170 or the list can be accessed on the internet at: [http://www.vafire.com/state\\_fire\\_marshall/PDFs/local\\_fire\\_officials.PDF](http://www.vafire.com/state_fire_marshall/PDFs/local_fire_officials.PDF) )

**Line 9.** Section 3307.1 of the SFPC allows only those persons who are "certified by the SFMO as a restricted or unrestricted blaster" or "supervised on-site by a person properly certified by SFMO as a restricted or unrestricted blaster", to engage in the use of explosives or blasting agents. List the certification numbers of the persons who the applicant is authorizing to use explosives under the permit being applied for.

**Line 10.** Section 3301.4.1 of the SFPC provides an exemption for "(t)he owner of real estate parcels of five or more acres conforming to the definition of 'real estate devoted to agricultural use' or 'real estate devoted to horticultural use' in § 58.1-3230 of the Code of Virginia when blasting on such real estate" from having to be certified as a Blaster, but a BCC is still required. (See line 7 above.) Exemption from certification does not relieve the applicant from complying with other provisions of the SFPC.

**NOTE:** A Background Clearance Card (BCC) does not represent the card holder as a Certified Blaster but does represent successful completion for compliance with § 27-97.2 of the Code of Virginia and the required criminal history records check.

**Line 11.** Pursuant to § 27-97.2 of the Code of Virginia any person, as an individual or as a representative of a company, who applies for a permit to manufacture, store, use, handle or sell explosives shall not have been convicted of any felonious act, or has had their rights restored by the Governor or other appropriate authority. Please indicate whether you as the applicant have ever been convicted of a felonious act.

**Lines 12 through 16:** Self-explanatory. Submit the completed application to the address listed at the bottom of the application. Please allow 14 days for processing.

**An incomplete application is subject to return without processing.**

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**VIRGINIA STATE FIRE MARSHAL'S OFFICE**  
**APPLICATION FOR ANNUAL PERMIT TO USE EXPLOSIVES**



1. Name/Company: \_\_\_\_\_ 2. Company Phone #: \_\_\_\_\_
3. Mailing address: \_\_\_\_\_
4. Physical address if different from above: \_\_\_\_\_
5. City/State/Zip: \_\_\_\_\_ 6. FIN (Federal Identification Number): \_\_\_\_\_
7. Name and Blaster Certification or Background Clearance Card (BCC) number of person submitting application: \_\_\_\_\_

(PRINT NAME)

(Certification or BCC #)

8. The use of explosive under the permit being applied for will occur within the jurisdictional boundaries of:

☐ City ☐ County ☐ Town (Print locality name) \_\_\_\_\_

**9. Listing of Certified Blasters:**

List the certification numbers of those persons the applicant is authorizing to operate under the USE permit being applied for. A blasting operation using explosive materials shall only be performed by a Va. SFMO certified blasters. Non-certified personnel may use explosives but only when under the direct on-site supervision of a Va. SFMO certified blaster.


**10. Agricultural Exemption to certification:**

As provided for in SFPC Section 3301.2.4.1, individuals conducting agricultural blasting on their own property (five or more acres devoted to agricultural or horticultural use) are exempt from certification as a Blaster. But each applicant must comply with § 27-97.2 of the Code of Virginia by having undergone a criminal history records check.

If you feel you qualify for the agricultural exemption, list your BCC number here:

**11. Conviction of Felony**

Have you ever been convicted of a felony? ☐ Yes ☐ No

If yes, have your voting rights been restored? ☐ Yes ☐ No

If yes, when restored? (required) Mo \_\_\_\_ Day \_\_\_\_ Year \_\_\_\_

12. With my signature below, I attest the above information is correct and, as an individual and/or company representative, I acknowledge and agree to comply with all requirements of the Virginia Statewide Fire Prevention Code (SFPC); including but not limited to the following:

- Blast records shall be kept in accordance with SFPC Section 3307.16 and made available for inspection by the Fire Marshal's Office representative upon request;
- Any airblast and/or ground vibration generated as a result of the functioning of the explosives shall be within limits established in NFPA 495-01 as referenced in the Statewide Fire Prevention Code;
- All flyrock will be confined to the defined blast site as required by the Statewide Fire Prevention Code;
- A bond or insurance in an amount not less than \$500,000.00 is provided and I will ensure documented proof will be attached to a copy of this permit both of which "shall be readily available for inspection by the fire official" on any job site within the locality for which it was issued. (An exception for agricultural blasting is provided in SFPC Section 3301.2.4.1. The agricultural exemption for the proof of insurance or bond is not intended to be a defense against claims and does not provide relief from responsibility for any damages that may be incurred or claimed from the use of explosives.)

(Application continues on reverse side.)

## READ AND COMPLY WITH APPLICATION INSTRUCTIONS!

- e. If a permit is issued as a result of this application, a copy of the issued permit is to be readily available at each job site within the locality listed on line 8 and as printed on the permit.
- f. In accordance with SFPC Section 3307.1, and as noted above on line 9, only a Virginia SFMO certified blaster shall conduct or supervise blasting operations.

13. Signature of person named on line 7:	14. Date:
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15. Should a permit be issued based upon this application, it will only be valid within the jurisdictional boundaries of the city, county or town listed on line 8. **It will not be valid** within localities enforcing the Statewide Fire Prevention Code (SFPC). In localities that enforce the SFPC, permits are to be obtained from that local fire official's office. For a list of localities enforcing the SFPC or contact information for a specific locality, contact this office at 804-371-7170 for a list of the local fire officials. This list can also be obtained on the internet at: [http://www.vafire.com/state\\_fire\\_marshall/PDFs/local\\_fire\\_officials.PDF](http://www.vafire.com/state_fire_marshall/PDFs/local_fire_officials.PDF)

16. The completed application accompanied by the required fee of **\$150.00** in the form of a check or money order made payable to the **TREASURER OF VIRGINIA** is to be submitted to:

Virginia Department of Fire Programs  
State Fire Marshal's Office, Explosives Section  
1005 Technology Park Drive  
Glen Allen, Virginia 23059-4500

### IMPORTANT:

**Application must include, without exception, a photocopy of the valid Blasters Certification Card or Background Clearance Card issued to the individual whose name is on Line 7 and is signing Line 13.**

**Please read and understand the statement you are attesting to on Line 12d.**

## NOTIFICATION

Effective January 1, 2009, as provided in Section 107.1 of the Virginia Statewide Fire Prevention Code (SFPC), 2006 Edition and as a condition of permit issuance, all persons or companies in possession of a permit to USE explosives issued by the State Fire Marshal's Office (SFMO) shall provide a day's notice - 24 hour notification - to the SFMO prior to any and all planned explosive shots. (If possible, notification of more than 24 hours is encouraged.)

A planned shot is one that can be normally construed as having forethought and scheduling.

This day's notice (24-hour notification) prior to the use of explosives is not required when the use of explosives is done on an emergency basis.

Examples of the emergency use of explosives can be illustrated as follows:

1. For immediate replacement of utility poles damaged from vehicular crashes or storm damage;
2. The clearing of rockslides from roadways on an emergency basis;
3. Other circumstances and situations having a sense of urgency and have to be accomplished without delay.

Notification is still to be made to the SFMO about the emergency use of explosives within 24 hours after the emergency has passed.

Failure to provide the above notification will be viewed and treated as a violation of the SFPC.

Notification to the SFMO can be accomplished by one of the following methods (in order of preference):

1. Provide the required information by email to: [statefiremarshal@vdfp.virginia.gov](mailto:statefiremarshal@vdfp.virginia.gov) . (This is most preferred method since it provides the permit holder documented proof of notification.)
2. Provide the required information by FAX to 804-371-3444. (This is next preferred method since it provides an opportunity for the permit holder to obtain a *confirmation of transmission* from the sending fax machine.)
3. Call 804-612-7266. Tell the receptionist you're providing the required notification for the use of explosives. If voice mail comes on during or after normal business hours, including weekends and holidays, leave a message on voice mail with the required information. (By using this method the permit holder will have to develop their own method of providing proof of notification.)

Whether notification is made by email, fax or by telephone, the required information is as follows:

1. The date and approximate time of the planned explosive shot. (The SFMO recognizes that explosive shots don't always occur at the planned time, sometimes it can occur late or it can be earlier.)
2. The SFMO USE Permit Number under which the shot will be conducted and the certification number of the blaster in charge.
3. The address or location of the planned explosive shot including the name of the city, county or town in which the shot will take place.
4. Whether or not the explosives USE was under emergency conditions and nature of the emergency. (Brief, essential description only.)
5. The name of the person providing the notification.
6. A phone number for the person making the notification.